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Alaska Native Tribal Health Consortium
Division of Environmental Health and Engineering
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Document Distribution

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LR: 05/24/06



Division of Environmental Health and Engineering

H
F
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A

Cooperative Project Agreement

A Health Facility Improvement Project Between:
The Alaska Native Tribal Health Consortium and
The Village of Igiugig, Alaska
Project No. AN 06-G13
February 2007

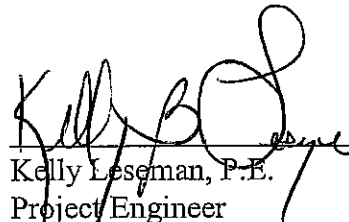
**COOPERATIVE PROJECT AGREEMENT
HEALTH FACILITY IMPROVEMENT PROJECT
VILLAGE OF IGIUGIG, ALASKA**

PROJECT NO. AN 06-GI3

To complete this project, ANTHC and the Village of Igiugig mutually agree to the terms and conditions contained in this Agreement.

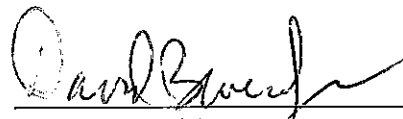
PREPARED BY:

2/9/07
Date


Kelly Leseman, P.E.
Project Engineer
DEHE, ANTHC

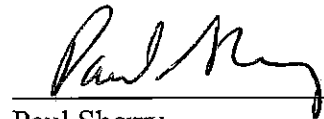
RECOMMENDED BY:

2/12/07
Date


David Beveridge, P.E.
Regional Manager
DEHE, ANTHC

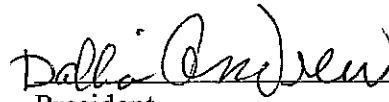
APPROVED BY:

2/23/07
Date


Paul Sherry
Chief Executive Officer
ANTHC

APPROVED BY:

2/9/07
Date


President
Igiugig Village Council

**COOPERATIVE PROJECT AGREEMENT
HEALTH FACILITY IMPROVEMENT PROJECT
VILLAGE OF IGIUGIG, ALASKA**

PROJECT NO. AN 06-GI3

TABLE OF CONTENTS

A. INTRODUCTION.....	1
B. SCOPE OF PROJECT	1
C. PROJECT COST.....	2
C 1. Cost Estimate Table.....	2
C 2. Project Funding.....	2
D. PROJECT ADMINISTRATION.....	2
E. NATIONAL HISTORIC PRESERVATION ACT REQUIREMENTS.....	3
F. AUTHORITY FOR APPROVAL.....	4
G. PROVISIONS FOR PROJECT COMPLETION	4
APPENDIX	

**COOPERATIVE PROJECT AGREEMENT
HEALTH FACILITY IMPROVEMENT PROJECT
VILLAGE OF IGIUGIG, ALASKA**

PROJECT NO. AN 06-GI3

DATE OF AGREEMENT:
February 2007

A. INTRODUCTION

Throughout this Cooperative Project Agreement (CPA) these entities are referred to as follows:

Village of Igiugig	=	Village
Alaska Native Tribal Health Consortium	=	ANTHC
Division of Environmental Health and Engineering	=	DEHE
Denali Commission	=	Commission

The ANTHC, DEHE, role is to provide lasting solutions to promote healthy communities.

This CPA contains information about the project scope of work, funding, costs, and administration, and is being performed under the provisions of the following agreements:

- Memorandum of Understanding Between the Denali Commission and the Alaska Native Tribal Health Consortium, dated June 2006. This MOU defines the roles and responsibilities of each party.
- Denali Commission Financial Assistance Award Project No. 0146-DC-2004-I29, Amendment No. 3, dated January 2007.

B. SCOPE OF PROJECT

This project will perform the design and the construction planning for a new health clinic in Igiugig, Alaska. No construction will be performed under this project phase.

C. PROJECT COST

C 1. Cost Estimate Table

Job Type	Scope of Work	Qty	Units	Unit Cost	Total Cost
					Denali FY04
M-DS	Design, construction planning for new health clinic	1	LS	100,000	100,000
Igiugig Award					\$100,000
M-CB	ANTHC Support Services Charges				25,000
Total Award					\$125,000

C 2. Project Funding

Contributor	Fiscal Year	Description	Amount
<u>Denali Commission</u>	<u>Federal 2004</u>	<u>NA</u>	<u>\$ 125,000</u>
TOTAL PROJECT FUNDING			\$ 125,000

Denali Commission funding for this health facility improvement project has been made available to ANTHC through a separate Financial Assistance Award (FAA), or amendment or addendum to an existing FAA, between the Denali Commission and ANTHC. It is understood that funding transfers will be made to ANTHC incrementally. Project activities should not proceed until funding for each increment of work is available to ANTHC.

By signing this Agreement, the Village is assuring that matching funds from other contributing agencies, if applicable, shall be made available to the project. If in-kind or other funding sources are unavailable, project activities will be curtailed.

D. PROJECT ADMINISTRATION

In conformance with the Commission's Financial Assistance Award, the following project management methodology is selected by the Village:

The design shall be accomplished by ANTHC or its Contractor. ANTHC shall take responsibility for all project oversight, technical assistance, and management of the design process. It is anticipated that ANTHC will use one of its indefinite quantity architect and engineering contractors to complete site adaptation of the Denali Commission Prototype design for the provision of a primary care facility in Igiugig, Alaska.

Design activities are expected to begin by February 2007 and be finished by June 2007.

This Agreement shall take effect upon signature by all parties and remain in effect until the expiration of the "performance period" specified within the Commission's Financial Assistance Award, or subsequent Amendment(s) or Addendum(s).

E. NATIONAL HISTORIC PRESERVATION ACT REQUIREMENTS

The National Historic Preservation Act (NHPA) provides for cultural resources identification and protection through avoidance or mitigation to avoid unnecessary disturbance of reported or known human burials. NHPA also requires tribes to be consulting parties if archeological discoveries are made during construction.

The Native American Graves Protection and Repatriation Act (NAGPRA) contains stipulations regarding the appropriate treatment and disposition of human burials, funerary, and associated items discovered on Federal lands or Indian Allotments. NAGPRA recognizes the inherent rights and claims of the Native people but often is inapplicable to ANTHC projects. For this reason, as a policy ANTHC recognizes the inherent rights and claims of the tribal entity when human remains and associated items are uncovered through construction projects.

Therefore, if construction for this project results in the discovery of ancient cultural items (i.e., human burials, associated items, and/or archaeological artifacts), ANTHC will ensure that the Igiugig Village Council will be a consulting party. In addition, the following responsibilities are assumed by the project participant in order to comply with NHPA, NAGPRA, and ANTHC policy recognizing inherent rights and claims:

- Identifying any known or reported archaeological site, artifact, or ancient human remains to avoid unnecessary damage to sensitive resources.
- Delaying construction in the vicinity of a discovery until procedures in conformance with 36 CFR 800 are complete.
- Determining appropriate mitigation measures and performing all mitigation in conformance with 36 CFR 800.
- Ensuring an archaeologist, retained or employed by any party to facilitate construction operations, will view and document any and all cultural items discovered during excavation if an adverse effect determination has been made.
- Ensuring that if removal of ancient human remains is necessary, the archaeologist will remove the entire body and that unless the Igiugig Village Council requests

further study of the remains, tests upon or photographs of any ancient human remains will not occur unless specific, separate Agreements have been made with the Igiugig Village Council.

- Contacting the Village Public Safety Officer if a modern human burial is discovered to determine if a criminal act can be identified. If the burial is from an archaeological context, the burial will be treated as archaeological remains and need not be treated as a scene of crime.
- Acknowledging that the Igiugig Village Council assumes full responsibility for any and all cultural items discovered during excavation on all but private lands.
- Acknowledging that the Igiugig Village Council reserves the inherent right to determine the appropriate disposition of any and all cultural items discovered during excavation on all but private lands.
- Acknowledging that the inherent claims or rights of the Igiugig Village Council are not diminished by the fact that the land is under ownership by another party.
- Ensuring that if a discovery is made on Federal lands, Indian Allotment lands, or lands not yet conveyed to the Village or Regional Corporation, parties to facility construction operations shall comply with NAGPRA if appropriate.
- Acknowledging that all other inherent rights and claims regarding any and all cultural items discovered on any lands other than private lands during excavation for or in support of facility construction not expressly covered in these responsibilities are reserved to the Igiugig Village Council alone.

F. AUTHORITY FOR APPROVAL

Upon signing this document, the ANTHC Chief Executive Officer delegates authority to sign all subsequent agreements related to this project to the Director of Regional Facilities Services, DEHE.

G. PROVISIONS FOR PROJECT COMPLETION

The following sections from the ANTHC, DEHE, Cooperative Project Agreement Provisions Manual for Health Facilities Projects (Orange Book), dated June 2003, are incorporated into this Agreement by reference; the manual is electronically available at <http://www.anthc.org/cs/dehe/vilctct/>. For the purposes of this Agreement, all references to "Local Participant" shall mean the Village of Igiugig.

- Section 1, "Provisions for All Cooperative Project Agreements"
- Section 2, "Provisions for ANTHC Management of Local Force Account Labor"

- Section 5, "Insurance and Indemnification Provisions for Force Account Labor Projects Managed by ANTHC or the Local Participant"
- Section 6, "Assurances for All Construction Programs" (Standard Form 424D)

The following federal provisions apply to this project:

- 15 CFR 24, Uniform Admin Requirements for Grants/Cooperative Agreements to State and Local Governments
<www.access.gpo.gov/nara/cfr/waisidx_99/15cfr24_99.html>
(applies to local or tribal government)
- OMB Circular A-87, Cost Principles for State and Local Governments and Indian Tribal Governments <www.whitehouse.gov/OMB/circulars/a087/a087-all.html>
(applies to local or tribal government)
- OMB Circular A-133, Audits of States, Local Governments and Non-Profit Organizations <www.whitehouse.gov/OMB/circulars/a133/a133.html>
(applies to all Agreements)
- 15 CFR, Part 14, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, Other Nonprofit, and Commercial Organizations
<www.access.gpo.gov/nara/cfr/waisidx_99/15cfr14_99.html>
(applies to non-profits)
- OMB Circular A-122, Cost Principles for Nonprofit Organizations
<www.whitehouse.gov/OMB/circulars/a122/a122.html>
(applies to non-profits)

APPENDIX

ANTHC Environmental Review Memorandum
Denali Commission Environmental Review Concurrence



Alaska Native Tribal Health Consortium
Division of Environmental Health & Engineering

1901 South Bragaw, Suite 200 Anchorage, Alaska 99508-3440
Phone: 907-729-3600 Fax: 907-729-4090
www.antho.org

November 17, 2006

Judith Bittner
State Historic Preservation Officer
Department of Natural Resources
Office of History and Archaeology
550 West 7th Avenue, Suite 1310
Anchorage, Alaska 99501-3565

FAXED
2/1/07

Dear Ms. Bittner:

Re: Health Clinic - AN 06-GI3 - ILI B8 - Igiugig, Alaska

The community of Igiugig, Alaska is receiving funds through the Denali Commission to design a new health clinic. Igiugig is located on USGS quadrangle map ILI B8 Sections 7 and 8, T 10S, R 39W, Seward Meridian. A copy of the USGS map and clinic location maps are included to facilitate your review.

The proposed clinic site is in a subdivision located near the new solid waste disposal site and adjacent to the landfill access road. The Alaska Department of Transportation and Public Facilities (ADOT&PF) did an environmental review for part of the access road and your office was contacted numerous times about the project. There is a telephone log between Laurie Mulcahy (ADOT&PF) and your office (Michele Jespersen) dated December 1, 2000 that the State Historic Preservation Officer concurred with a "no effect" determination.

Additionally, the Bureau of Indian Affairs (BIA) managed the rest of the road project [BIA Project No. 214(1)]. They surveyed the road alignment, including the material sites. Your letter of January 21, 1999 to the BIA (File No. 3130-1R BIA) requested archaeological monitoring for the first ¼ mile of road construction because of possible conflicts with cultural material at the southwest end of the runway. The rest of the BIA road project was cleared to proceed.

There has been considerable archaeological survey in the vicinity of the village and the solid waste landfill access road, including BIA Native Allotment surveys. We request your office concur with our determination of no effect on historic properties for this clinic site given the extensive prior investigations.

If you have any questions or concerns, please do not hesitate to contact me at 729-3798 or dkrigg@antho.org.

Sincerely,

Diana Rigg

Diana Rigg, AICP
Environmental Coordinator

Enclosures

cc: Lydia Olympic, President, Village Council, Igiugig
Stephen Bolan, IHS, Anchorage
Matthew Dixon, DEHE, Anchorage

No Historic Properties Affected
Alaska State Historic Preservation Officer
Date: 2/1/07
File No.: 3130-32 ANTHC



ALASKA NATIVE TRIBAL HEALTH CONSORTIUM

Division of Environmental Health & Engineering

1901 Bragaw Street, Suite 200

Anchorage, Alaska 99508

MEMORANDUM

DATE: February 2007

FROM: Environmental Coordinator

SUBJECT: Village of Igiugig --Environmental Review
Project No. AN 06-GI3

TO: FOR THE RECORD

An environmental review, in accordance with the National Environmental Policy Act (NEPA) and the National Historic Preservation Act (NHPA), is required for this project based upon proposed Federal funding for this project. The Alaska Native Tribal Health Consortium (ANTHC) has considered all potential environmental concerns (specific and cumulative effects) associated with this phase of the project in consultation with applicable federal, state, and local authorities. An Environmental Review has been completed with respect to the proposed health facilities planning project.

FINDINGS

This environmental review finds that no further environmental investigation is necessary. It is recommended that the Denali Commission approve a determination of eligibility for categorical exclusion from the Environmental Assessment process for this project. Current Indian Health Service (IHS) policy (Federal Register, Vol. 58, No. 3, January 6, 1993, pp. 569-572) allows for IHS categorical exclusions for certain projects. In particular, Section H, No. 4 allows for a categorical exclusion for projects to conduct "engineering studies and investigations including soil borings and test well drilling to gather data for the purpose of determining engineering feasibility and permit facility design." This project will complete such an investigation.

SCOPE OF WORK

The scope of this project will be the completion of design studies and construction planning for a new health clinic in Igiugig, Alaska. No construction work will be performed under this project. This project will include consideration of community needs, surveys, preliminary engineering evaluations, consideration of alternatives, and recommended facilities. The following field activities may be undertaken in order to complete the scope of this project:

- Site investigation by foot and through the use of locally available transportation (i.e. truck, ATV, snow machine, etc.)
- Ground and aerial surveying
- Soil boring and sampling of surface and subsurface soil
- Test well drilling and monitoring of test wells and existing wells
- Surface water testing and monitoring

FUTURE NEEDS

The ANTHC agrees to comply with all applicable federal, state and local environmental laws, regulations, and requirements during all phases of the project, as well as obtain any necessary permits. This may entail performing an archaeological survey or the completion of an environmental assessment prior to construction, depending upon where the project is located and its size and scale.

SUMMARY

The ANTHC has completed the environmental review with the scope of work outlined for this project. If the scope of work is changed in the future, then the ANTHC will revisit this environmental review to determine if potential environmental concerns have been addressed.



Diana Rigg, AICP



Denali Commission
510 L Street, Suite 410
Anchorage, AK 99501

907.271.1414 *tel*
907.271.1415 *fax*
888.480.4321 *toll free*
www.denali.gov

March 15, 2007

Matthew Dixon, P.E.
Director Central Engineering Services
Alaska Native Tribal Health Consortium/DEHE
1901 South Bragaw, Suite 200
Anchorage, AK 99508-3440

Re: Environmental Determinations

Dear Mr. Dixon:

This letter is written by the Denali Commission (Commission) to indicate to the Alaska Native Tribal Health Consortium (ANTHC) that the course of action outlined in the environmental memorandum (attached) is appropriate for the following clinic projects:

Village of Eyak	AN 02-G63, Amendment No. 1
Village Of Port Lions	AN 04-GB4
Village of Igiugig	AN 06-G13
City of Craig	AN 06-GF0, Amendment No. 1
Village of Old Harbor	AN 04-GB9
City of Atka	AN 02-G52, Amendment No. 1
Village of Circle	AN 02-G53, Amendment No. 1
Village of Eagle	AN 06-GE1
Village of Alatna	AN 01-C61
Kodiak	AN 04-G95, Amendment No. 1
Village of Takotna	AN 02-G17, Amendment No. 2

Please contact Ms. Denali Daniels of my staff, ddaniels@denali.gov at 271-1189 with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Tessa L.D. Rinner".

Tessa L.D. Rinner, MPA
Director of Programs

cc: Paul Morrison/Simon Mawson ANTHC (via email)

File: Chronological
Small Clinic/Community/Correspondence